

Vol. 9, No. 50

December 13, 1990

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Commission for Waste Reduction, Recycling and Market Development

Notice of Meeting

The Commission for Waste Reduction, Recycling and Market Development will meet at 11 a.m. Wednesday, December 19, in the conference room of the Kansas Department of Commerce, fifth floor, 400 S.W. 8th, Topeka.

Walter Wulf Chairman State of Kansas

State Banking Board

Notice of Meeting

The State Banking Board will meet at 9:30 a.m. Monday, January 14, in the conference room of the State Banking Department, Suite 300, 700 S.W. Jackson, Topeka. The board reviews matters relating to its supervisory authority set forth in K.S.A. 9-1801 et seq.

W. Newton Male State Bank Commissioner

Doc. No. 010039

Doc. No. 010037

State of Kansas

Legislature

Interim Committee Schedule

The following committee meetings have been scheduled from December 17 through December 30:

Date	Room	Time	Committee	Agenda
December 17	527-S	9:00 a.m.	SRS Task Force—Children's Services Subcommittee	Agenda not available.
December 17 December 18	519-S 519-S	10:00 a.m. 9:00 a.m.	Joint Committee on State Building Construction	Agenda not available.

Emil Lutz Director of Legislative Administrative Services

Doc. No. 010053

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Secretary of State
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Topeka, KS 66612-1594
(913) 296-2236



Register Office: 235-N, State Capitol (913) 296-3489

University of Kansas

Notice to Bidders

Sealed bids for the items listed below will be received by the University of Kansas Purchasing Office, Lawrence, until 2 p.m. local time on the date indicated and then will be publicly opened. Interested bidders may call (913) 864-3416 for additional information.

> Thursday, January 3, 1991 RFO 91 0585

3-D graphics computer workstation

RFO 91 0591

32-bit graphics computer workstation

RFO 91 0592

Geographic information software package

RFO 91 0583

Geographic applications software

Gene Puckett, L.C.P.M. Director of Purchasing

Doc. No. 010052

State of Kansas

Social and Rehabilitation Services

Family and Children Trust Fund Solicitation

Application kits will be available for the programs listed below from the SRS area offices beginning December 17:

Program I—Continuation Grants

The programs currently receiving first, second or third year trust fund grants are eligible to apply for second, third or fourth year grants. All of these applicants will be subject to the trust fund guidelines being issued December 17. Each program will be notified of the maximum amount of funds available to them in 1991.

Program II-New Community Based Child Abuse and Neglect and Family Abuse Prevention Grants

Approximately five to 10 new programs will be funded in dollar amounts ranging from \$500 to \$20,000, with one exception up to \$30,000 for an extraordinary, innovative or exceptional proposal.

Applications for Program I and Program II must be submitted to SRS no later than 5 p.m. February 22. Late applications will not be considered. Final award decisions will be made by the Children and Youth Advisory Committee. Successful applicants will be notified about June

Pre-submission conferences will be held in Olathe on Monday, January 7; in Chanute on Wednesday, January 9; and in Wichita on Friday, January 11.

Questions regarding this notification should be directed to the SRS area office chief of social services; Dave O'Brien of SRS/Youth Services, (913) 296-2017; or Doug Bowman, coordinator of the Children and Youth Advisory Committee, (913) 296-4646.

> Robert C. Barnum Commissioner of Youth Services

State of Kansas Social and Rehabilitation Services

Request for Proposals

The Department of Social and Rehabilitation Services is soliciting grant proposals from private or public agencies for the development of a community-wide response to the problem of child abuse and neglect prevention, detection, investigation/assessment, and intervention. The proposal must provide for the development of multi-agency response teams to assist the Department of Social and Rehabilitation Services and law enforcement agencies in responding to reports of child maltreatment.

The request for proposals is available from the child protection specialist, SRS Youth Services, Smith-Wilson Building, 300 S.W. Oakley, Topeka 66606, (913) 296-4645. Responses to the request are due no later than 5 p.m.

December 28.

Robert C. Barnum Commissioner of Youth Services

Doc. No. 010062

State of Kansas

Department of Health and Environment

Notice Concerning Kansas Water Pollution Control Permit

In accordance with state regulations 28-16-57 through 63 and 28-18-1 through 4, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, a tentative permit has been prepared for the water pollution abatement facilities for the feedlot described below. The tentative determinations for permit content are based on preliminary staff review, applying the appropriate standards and regulations of the state of Kansas and the EPA. The permit requires control of any existing or potential discharges to achieve the goal of "no discharge" whenever possible. The permit, upon issuance, will constitute a state water pollution control and national pollutant discharge elimination system permit.

Name and Address of Applicant Ralph and Marlin Janzen Silver Valley Dairy Farm Route 3, Box 110 Hillsboro, KS 67063

Legal Description SE/4 Section 28. Township 20S, Range 1E, Marion County,

Receiving Water Neosho River Basin

Kansas Permit No. A-NEMN-M016

The existing facility will have the capacity for approximately 60 head of

Kansas

Wastewater Control Facilities: Wastewater will be impounded for subsequent disposal upon agricultural land.

Compliance Schedule:

1) A 200-foot grass filter area shall be established between the west side pens and the creek by May 1, 1991.

2) A livestock waste management plan for the facility shall be developed. The plan shall cover, but not be limited to, the following items: handling and disposal equipment for both solid and liquid waste, land application practices used to protect against runoff and leaching, waste application rate based on crop nutrient utilization, and identification of adequate land areas for application of all

Written comments on the proposed NPDES permits may be submitted to Angela Buie, Bureau of Environmental Quality, Kansas Department of Health and Environment, Forbes Field, Topeka 66620-0001. All comments received prior to January 12 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate application number (KS-AG-90-110) and name of applicant as listed when preparing comments.

If no objections are received, the Secretary of Health and Environment will issue the final determinations within 30 days of this notice. If response to this notice indicates significant public interest, a public hearing may be held in conformance with state regulation 28-16-61.

The application, proposed permit, special conditions, fact sheets as appropriate, comments received, and other information are on file and may be inspected at the Kansas Department of Health and Environment offices, Building 740, Forbes Field, Topeka, from 8 a.m. to 4:30 p.m. Monday through Friday. The documents are available upon request at the copying cost assessed by KDHE. Additional copies of this public notice also may be obtained at the address above.

Stanley C. Grant Secretary of Health and Environment

Doc. No. 010059

State of Kansas

Department of Health and Environment

Notice Concerning Kansas Water Pollution Control Permits

In accordance with state regulations 28-16-57 through 28-16-63 and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, tentative permits have been prepared for discharges to the waters of the United States and the state of Kansas for the applicants described below. The tentative determinations for permit content are based on preliminary limitations of the state of Kansas and the EPA, and when issued will result in a state water pollution control permit and national pollutant discharge elimination system authorization to discharge subject to certain effluent limitations and special conditions.

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Name and Address of Applicant	Waterway	Type of Discharge
City of DeSoto 108 W. 2nd	Kansas River via Kill Creek	Secondary wastewater
DeSoto, KS 66018 Johnson County, Kansas		treatment facility

Kansas Permit No. M-KS12-0001 Fed. Permit No. KS-0026239

Description of Facility: This facility is designed for the treatment of domestic sewage. This is an existing facility. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and are technology based.

Name and Address of Applicant
City of St. Francis P.O. Box 517 St. Francis, KS 67756 Cheyenne County, Kansas

Waterway South Fork of Republican River Type of Discharge Secondary wastewater treatment facility Kansas Permit No. M-UR18-0001 Fed. Permit No. KS-0031089

Description of Facility: This facility is designed for the treatment of domestic sewage. This is an existing facility. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and are technology based.

 -	
Waterway	Type of Discharge
Arkansas River	Secondary wastewater treatment facility
	•

Kansas Permit No. M-AR82-0001 Fed. Permit No. KS-0049841
Description of Facility: This facility is designed for the treatment of domestic sewage. This is an existing facility. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and are technology based.

Name and Address of Applicant	Waterway	Type of Discharge
City of Toronto	Toronto Reservoir	Secondary
P.O. Box 235 Toronto, KS 66777		wastewater treatment facility
Woodson County, Kansas		deadness lacinty

Kansas Permit No. M-VE36-0001 Fed. Permit No. KS-0021890
Description of Facility: This facility is designed for the treatment of domestic sewage. This is an existing facility. Proposed effluent limitations are pursuant to Kansas Surface Water Quality Standards, K.A.R. 28-16-28(b-f), and are technology based.

Written comments on the proposed determinations may be submitted to Bethel Spotts, Permit Clerk, Kansas Department of Health and Environment, Division of Environment, Bureau of Water, Forbes Field, Topeka 66620. All comments received prior to January 11 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate application number (KS-90-256/259) and the name of applicant as listed when preparing comments.

If no objections are received, the Secretary of Health and Environment will issue the final determinations. If response to this notice indicates significant public interest, a public hearing may be held in conformance with state regulation 28-16-61. Media coordination (newspapers, radio) for publication and/or announcement of the public notice or public hearing is handled by the Kansas Department of Health and Environment.

The application, proposed permit, including proposed effluent limitations and special conditions, fact sheets as appropriate, comments received, and other information are on file and may be inspected at the Division of Environment offices from 8 a.m. to 4:30 p.m. Monday through Friday. The documents are available upon request at the copying cost assessed by KDHE. Additional copies of this public notice also may be obtained at the Division of Environment.

Stanley C. Grant Secretary of Health and Environment

Department of Health and Environment

Notice Concerning Kansas Water Pollution Control Permit

In accordance with state regulations 28-16-57 through 28-16-63, 28-16-83 through 28-16-98, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, a tentative permit has been prepared for discharges to publicly owned treatment works for the applicant described below. The tentative determinations for permit content are based on preliminary staff review applying the appropriate standards, regulations and limitations of the state of Kansas and the EPA, and when issued will result in a state water pollution control permit to discharge subject to certain limitations and special conditions.

Name and Address

of Applicant

Waterway Rusell MWWTP

Type of Discharge Process wastewater

ABCO Wire and Metal Products

535 S. Front St. Russell, KS 67665

Russell County, Kansas

Kansas Permit No. P-SH31-0001

Description of Facility: This facility manufactures wire magazine racks and office furniture. This facility is capable of performing chromium, nickel and brass electroplating.

Written comments on the proposed determinations may be submitted to Bethel Spotts, Permit Clerk, Kansas Department of Health and Environment, Division of Environment, Bureau of Water, Forbes Field, Topeka 66620. All comments received prior to January 11 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate application number (KS-90-12) and the name of applicant as listed when preparing comments.

If no objections are received, the Secretary of Health and Environment will issue the final determinations. If response to this notice indicates significant public interest, a public hearing may be held in conformance with state regulation 28-16-61. Media coordination (newspapers, radio) for publication and/or announcement of the public notice or public hearing is handled by the Kansas De-

partment of Health and Environment.

The application, proposed permit, including proposed effluent limitations and special conditions, fact sheets as appropriate, comments received, and other information are on file and may be inspected at the Division of Environment offices from 8 a.m. to 4:30 p.m. Monday through Friday. The documents are available upon request at the copying cost assessed by KDHE. Additional copies of this public notice also may be obtained at the Division of Environment.

Stanley C. Grant Secretary of Health and Environment

Doc. No. 010065

State of Kansas

Department of Health and Environment

Notice Concerning Proposed Permit Action

The secretary of the Kansas Department of Health and Environment is proposing to issue a permit in accordance with K.A.R. 28-19-14 (permits required) to Engineered Laminates to install and operate plastics fábrication and lamination facility at 9730 Alden, Lenexa. The fabrication and laminating processes generate particulate air emissions.

Written materials, including the permit application and information relating to the application submitted by Engineered Laminates, draft permit, permit summary and analysis by KDHE describing the basis for the proposed permit, are available for public inspection during normal business hours through January 14 by contacting Mike Boothe, Johnson County Environmental Department, 205 Flaming Road, Olathe 66061, (913) 780-5423. The materials can also be reviewed by contacting Eugene Sallee, Bureau of Air and Waste Management, Forbes Field, Topeka, (913) 296-1576.

K.S.A. 65-3008 provides that any person affected by the issuance of a permit can request a public hearing prior to issuance of the permit. The request must be in writing and addressed to the secretary. If the secretary determines there is sufficient reason in the request, a public hearing will be conducted—the place, date and time of the hearing will be announced in this publication.

A request for a hearing or written comments on the proposed permit must be submitted to the Secretary, Kansas Department of Health and Environment, Landon State Office Building, 900 S.W. Jackson, Topeka 66612, before January 14.

Stanley C. Grant Secretary of Health and Environment

Doc. No. 010057

State of Kansas

Department of Health and Environment

Notice Concerning Proposed Permit Action

The secretary of the Kansas Department of Health and Environment is proposing to issue a permit in accordance with K.A.R. 28-19-14 (permits required) to D & K Environmental, 2508 Carriage Lane, Garden City, to install and operate a portable, rotary soil-remediation incinerator at the Union Carbide Plant 997, 1 mile east of the Colorado state line and 3 miles north of State Highway 51.

This portable soil-remediation equipment has two burners and is designed to burn hydrocarbons in contaminated soil at a rate of 60,000 pounds of soil per hour. A fabric filter is installed to collect dust in the exhaust gases from the incinerator.

Written materials, including the permit application and information relating to the application submitted by D & K Environmental, draft permit, permit summary and anal-

ysis by KDHE describing the basis for the proposed permit, are available for public inspection during normal business hours through January 14 by contacting Wayne Neese, KDHE, 302 W. McArtor Road, Dodge City 67801, (316) 225-0596. The materials also can be reviewed at the KDHE office in Building 740, Forbes Field, Topeka. Questions concerning this proposed permit should be directed to Gene Sallee, Bureau of Air and Waste Management, Forbes Field, Topeka, (913) 296-1576.

K.S.A. 65-3008 provides that any person affected by the issuance of a permit can request a public hearing prior to issuance of the permit. The request must be in writing and addressed to the secretary. If the secretary determines there is sufficient reason in the request, a public hearing will be conducted—the place, date and time of the hearing will be announced in this publication.

A request for a hearing or written comments on the proposed permit must be submitted to the Secretary, Kansas Department of Health and Environment, Landon State Office Building, 900 S.W. Jackson, Topeka 66612, before January 14.

Stanley C. Grant Secretary of Health and Environment

Doc. No. 010048

State of Kansas Department of Transportation Notice to Consulting Engineers

The Kansas Department of Transportation is seeking qualified consultant engineering firms for the following six packages of projects. Responses must be received by December 27 for any or all projects for which the consultant engineering firm wishes to be considered. Seven signed copies of responses need to be mailed to Al Cathcart, P.E., Project Control Engineer, Office of Engineering Support, K.D.O.T., 7th Floor, Docking State Office Building, Topeka 66612.

All projects will require surveys to be completed by the consulting engineering firm. Items such as seeding and erosion control, right of way procurement activities, geology, permit development, traffic data, utility and railroad agreement efforts, etc., may require consultant firm involvement. It has been established that all pavement marking, lighting, traffic signals, traffic control plans and permanent signing plans necessary will be designed by the consultant. Information on other activities that will be performed by either K.D.O.T. or the consultant will be established and furnished to the consulting engineering firms who are short listed by the K.D.O.T. selection committee prior to interview by the K.D.O.T. negotiating committee.

Package #1

Seward—54-88 K-4437-01 SE (FY 94)—Widen U.S. 54 (Pancake Boulevard) to four lanes with center left-turn lane (Pershing Avenue to Country Estates Road) in the city of Liberal, including pedestrian overpass .15 mile east of Kansas Avenue. Project length approximately 1.5 miles.

Package #2

Seward—83-88 K-3370-01 SE (FY 94)—Construct east Liberal bypass (from the junction of U.S. 83/Country Estates Road southeast of Liberal, north on Country Estates Road to Tucker Road northeast of Liberal, then west to U.S. 83). The railroad overpass bridge is being constructed under Project No. 88 U-1245-01. Project length approximately 5.0 miles.

Package #3

Grant—160-34 K-4444-01 SE (FY 94)—Reconstruct to four lanes with curb and gutter from the west city limits of Ulysses, east to the junction of K-25. Project length approximately 0.5 mile.

Package #4

Shawnee—75-89 K-3371-01 SE (FY 95) and 470-89 K-4470-01 MM (FY 95)—Construct a new U.S. 75 bypass south of the city of Topeka as a four-lane freeway from a point at 49th Street on the previously acquired bypass corridor, northward over the KTA to a new interchange connection with I-470 at Burlingame Road. Project length approximately 1.5 miles.

Reconstruct I-470 from Burlingame Road eastward to the I-470/U.S. 75 connection at Topeka Boulevard including the existing KTA/I-470 connection. Project length

approximately 1.1 miles.

Package #5

Shawnee—75-89 K-3371-02 SE (FY 94) and 75-89 K-3371-03 SE (FY 95)—Construct a new U.S. 75 bypass on a previously acquired U.S. 75 bypass corridor alignment from the end of the existing four-lane freeway south of Topeka northwesterly to a point on the existing U.S. 75 bypass corridor at 49th Street. Project No. 75-89 K-3371-02 will be for grading, bridge construction, and necessary additional right of way procurement. Project No. 75-89 K-3371-03 will be for surfacing, signing, lighting and pavement marking. Project length approximately 5.5 miles.

Package #6

Shawnee—75-89 K-4341-01 MM (FY 95)—Reconstruct U.S. 75 from 0.7 mile northeast of U.S. 24, north 3.7 miles to a point 0.65 mile south of the end of the fourlane divided section at 62nd Street. Widen, overlay, provide handrail and upgrade guard fence on bridges No. 106 and No. 107 over Soldier Creek. Includes signing and pavement marking. Project length approximately 3.6 miles.

Firms expressing interest in these projects must respond in writing and complete the Consulting Engineers Qualification Questionnaire (if not already prequalified) by December 27.

It is the policy of K.D.O.T. to use the following criteria as the basis for selection of engineering consulting firms:

- 1. Size and professional qualification of firm.
- 2. Experience of staff.
- 3. Location of firm with respect to proposed project.
- 4. Work load of firm.
- 5. Firm's performance record.

Horace B. Edwards Secretary of Transportation

Employee Award Board

Notice of Meeting

The Employee Award Board will meet at 1 p.m. Tuesday, December 18, in the Division of Personnel Services, Room 951-S, Landon State Office Building, 900 S.W. Jackson, Topeka.

> Ben Barrett Chairperson

Doc. No. 010038

State of Kansas

Department of Transportation

Notice of Public Auction

The Kansas Department of Transportation will conduct a public auction at 10 a.m. Friday, January 11, at 7150 N.W. Highway 75, Topeka (north of N.W. 70th Street on the east side of Highway 75). Personnel will be available for the inspection of property at 1 p.m. January 8 and 9:30 a.m. January 11.

The department has purchased the following structure in the acquisition of land for highway purposes and will sell the same to be removed from the highway right of way:

1930s one-story, white wood frame house, bungalow style w/semi-finished attic, approximately 768 sq. ft. living area, 5 rooms, 1 B.R., 1 bath, carpet, and propane heating unit.

The successful bidder must remove the structure from the right of way on or before February 11. A \$1,500 cashier's or certified check must be submitted as a performance bond on the day of sale with the department as a guarantee of removal and clean-up. Any item not removed from the right of way on or before the specified date shall revert to and become the property of the department. The purchaser shall have no right, title, interest or claim to or lien upon said remaining items or part thereof, nor any claim against the department for the sale price paid after said date.

The purchaser shall not permit use or occupancy of said structure pending removal from the highway right of way.

The department ensures the acceptance of any bid pursuant to this notice will be without discrimination on the grounds of race, color, national origin, handicap or sex.

Terms of the sale are certified or cashier's check. The buyer will receive a bill of sale. The seller is not responsible for accidents.

For further information, contact Beverly Lee or Pamela Wolf, Bureau of Right of Way, Kansas Department of Transportation, (913) 296-3501.

> Horace B. Edwards Secretary of Transportation

Doc. No. 010049

State of Kansas

Department of Administration Division of Purchases

Notice to Bidders

Sealed bids for the following items will be received by the Director of Purchases, Landon State Office Building, 900 S.W. Jackson, Room 102, Topeka, until 2 p.m. C.S.T. on the date indicated and then will be publicly opened. Interested bidders may call (913) 296-2377 for additional information.

Wednesday, December 26, 1990

85711A

Lansing Correctional Facility—Used school buses 86332

Lansing Correctional Facility—Doors, frames and hardware

86335

University of Kansas—Furnish and install loading dock enclosures

86343

Department of Transportation—Furnish and install fuel tank and monitoring system, Fort Scott 86352

Department of Social and Rehabilitation Services-SubLAN network

86369

University of Kansas Medical Center-Microscope 86371

University of Kansas—Evaporative condenser 86372

Department of Transportation—Wood signposts, Garden City

86409

Secretary of State—IBM AS/400 system/components with S/36 trade-in

Thursday, December 27, 1990 A-6569

University of Kansas Medical Center-HVAC replacement and renovation, Sudler Hall 86017

Department of Corrections, El Dorado Correctional Facility—Intrusion detection fence wire and microwave systems

86363

University of Kansas-Specimen cabinets 86379

Department of Transportation—EDM package, Salina 86391

Department of Transportation—Furnish and install vehicle exhaust removal system, Fort Scott

Friday, December 28, 1990

Department of Social and Rehabilitation Services— Medical transcription services

27499

University of Kansas Medical Center-Miscellaneous groceries

28362

Department of Administration, Buildings and Grounds—Partition system

86398

Department of Transportation—Desktop remote controller, various locations

86399

Board of Agriculture—3+open operating system and file server

86410

University of Kansas Medical Center—Centrifuge and

Wednesday, January 2, 1991

27933

University of Kansas—Course schedules 86370

Department of Wildlife and Parks and Kansas State University—Tractors, various locations

86380

Department of Wildlife and Parks-ATV, utility vehicle, attachments, various locations

86395 Department of Transportation-Standby power system, various locations

86397

Kansas State University—Plain paper photocopier

Thursday, January 3, 1991 A-6197, A-6196, A-6435

Osawatomie State Hospital-Replace windows, door, wall; handicap ramp

27176

Statewide—Trashcan liners

86320

Kansas State University—SPARC-based multiprocessor

86321

Wichita State University—Telex refurbished terminals

Friday, January 4, 1991

28357

Department of Health and Environment-Chrome waste cleanup, McPherson County landfill

Tuesday, January 8, 1991

A-6487

Department of Transportation—Prefabricated metal storage building, Garden City A-6513

Department of Transportation—Prefabricated metal storage building, Phillipsburg

Wichita State University—Workstation

Wednesday, January 9, 1991 A-6360

Department of Wildlife and Parks-Maintenance building, Hillsdale State Park

Request for Proposals

Friday, December 28, 1990

28278-B

Rest area cleaning services for the Department of Transportation at Hays

> Nicholas B. Roach Director of Purchases

State of Kansas

Board of Nursing

Notice of Hearing on Proposed **Administrative Regulations**

A public hearing will be conducted at 9 a.m. Wednesday, January 16, in Room 108 of the Landon State Office Building, 900 S.W. Jackson, Topeka, to consider the adoption of proposed changes in existing rules and regulations.

The 30-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed regulations. All interested parties may submit written comments prior to the hearing to the executive administrator of the Board of Nursing, Room 551-S, Landon State Office Building, 900 S.W. Jackson, Topeka 66612. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulations during the hearing.

Copies of the regulations and their economic impact statements can be obtained from the Board of Nursing at the address above, (913) 296-3782.

The proposed regulations and their economic impact follows:

K.A.R. 60-3-105. Reinstatement of lapsed license. This regulation allows additional allowances for the professional or practical nurse who is applying to reinstate the license. For the nurse returning to Kansas, the continuing education requirement would be waived if the individual had been working in another state. A temporary permit could be given to the Kansas nurse who wishes to return to work but does not meet the continuing education requirement. In both situations, the applicant would be able to return to work immediately. This should have a positive impact in that the nurse may work.

There would be no economic impact on the Board of Nursing.

K.A.R. 60-8-101. Schedule of fees. There are several fee increases proposed. Fees have been raised to be similar to those fees paid by practical nurses who have equivalent education requirements and salary structures. A new fee has been added for examination and repeat of examination. The Board of Nursing prepares the licensure examination for mental health technicians while the licensure examination is prepared for professional and practical nurses by the National Council of State Boards of Nursing. A separate fee is paid by the applicant for the national licensure examination. No fee had been previously charged to the mental health technician. The \$20 fee for approximately 60 applicants per year (\$1200) would minimally cover the expenses of the mental health technician committee to write the examination. This fee increase should have minimal impact on applicants. The increase in revenue to the agency would offset cost for preparation of the examination.

Increase in the license renewal by \$5 would be a minimal increase for the licensee. It would be a \$7,500 increase in agency revenues every two years.

An increase in the reinstatement fee by \$10 would not have much economic impact since there are very few reinstatements in this group.

Because of the number of changes in K.A.R. 60-9-101

through 60-9-104, those regulations are to be revoked and replaced by K.A.R. 60-9-105 through 60-9-109. These regulations refer to continuing education for nurses.

HEARING

K.A.R. 60-9-105. Definitions. This regulation expands previous definitions to be more inclusive and specific. Refinement of the definitions is intended to assist providers and consumers of continuing nursing education to understand and follow the regulation.

K.A.R. 60-9-106. License renewal. The regulation has been expanded to be more specific for the individual professional or practical nurse in meeting continuing education requirements for license renewal. Independent study hours were expanded from six to 12. Individual approval of courses could be granted retroactively with the change in this regulation.

K.A.R. 60-9-107. Approval of continuing nursing education. Continuing nursing education must be approved by the Board of Nursing as earlier established. Guidelines for providership approval have been rewritten into regulation. Minimum standards for education and experience were established for those individuals responsible for the continuing education providerships. This regulation delineates requirements for providers of continuing nursing education.

K.A.R. 60-9-108. Approval of out-of-state offerings. This regulation allows credit for those licensees attending offerings out-of-state.

K.A.R. 60-9-109. Exceptions. A specific regulation has been written to define under what conditions continuing education for license renewal is not required. The only change from previous policy or regulation is that an individual completing a refresher course will not be required to complete 30 hours of continuing education in addition to the refresher course.

Although there has been major revision in the regulations for continuing nursing education, there should be minimum economic impact for professional and practical nurses. With more specific definition and explanation of continuing education for both the consumer and provider, there should be a reduction of unacceptable continuing education hours. Expanding on the number of hours of independent study should assist those who have difficulty in attaining continuing education hours.

Although there may be some additional workload for review of individual courses, there should be no economic impact on the Board of Nursing. With reassignment of workloads, there is enough staff to handle any minimal increases which might be stimulated by these regulations.

Because of the number of changes in K.A.R. 60-11-110 and 60-11-111, those regulations are to be revoked and replaced by K.A.R. 60-11-112 through 60-11-119. These regulations refer to temporary certification to practice, reinstatement of certification, continuing education, and fees for advanced registered nurse practitioners.

K.A.R. 60-11-112. Continuing education definitions.

K.A.R. 60-11-113. Certification renewal.

K.A.R. 60-11-114. Approval of advanced registered nurse practitioner continuing education.

K.A.R. 60-11-115. Approval of out-of-state offerings.

K.A.R. 60-11-116. Reinstatement of certification.

K.A.R. 60-11-117. Exceptions.

K.A.R. 60-11-118. Temporary certification to practice. K.A.R. 60-11-112 through 60-11-118 are equivalent to proposed regulations for registered nurse anesthetists, K.A.R. 60-13-109 through 60-13-115.

K.A.R. 60-11-119. Payment of fees. There is no change in the fee structure for advanced registered nurse practitioners.

Although there has been a major revision in the regulations for continuing nursing education, there should be minimum economic impact for advanced registered nurse practitioners. With more specific definition and explanation of continuing education for both the consumer and provider, there should be a reduction of unacceptable continuing education hours. Expanding on the number of hours of independent study should assist those who have difficulty in attaining continuing education hours.

Although there may be some additional workload for review of individual courses, there would be no economic impact on the Board of Nursing. With reassignment of workloads, there is enough staff to handle any minimal increases which might be stimulated by changes in these regulations.

Because there is no increase in fees, there would be no change in agency revenues.

Because of the number of changes in K.A.R. 60-12-101 through 60-12-104, those regulations are to be revoked and replaced by K.A.R. 60-12-105 through 60-12-109. These regulations refer to continuing education for licensed mental health technicians.

K.A.R. 60-12-105. Definitions. This regulation expands previous definitions to be more inclusive and specific. Refinement of the definitions is intended to assist providers and consumers of continuing mental health technician education to understand and follow said regulation.

K.A.R. 60-12-106. License renewal. The regulation has been expanded to be more specific for the individual licensed mental health technician in meeting continuing education requirements for license renewal. Independent study hours were expanded from six to 12. Individual approval of courses could be granted retroactively with the change in this regulation. The number of continuing education hours has been increased from 20 to 30 hours every two years.

K.A.R. 60-12-107. Approval of continuing mental health technician education. Continuing mental health technician education must be approved by the Board of Nursing as earlier established. Guidelines for providership approval have been rewritten into regulation. Minimum standards for education and experience were established for those individuals responsible for the continuing education providerships. This regulation delineates requirements for providers of continuing mental health technician education.

K.A.R. 60-12-108. Approval of out-of-state offerings. This regulation has been added to provide credit for those licensees attending offerings out-of-state.

K.A.R. 60-12-109. Exceptions. A specific regulation has been written to define under what conditions continuing education for license renewal is not required.

Although there has been major revision in the regulations for continuing mental health technician education, there may be some economic impact for the mental health technician due to increasing the number of contact hours needed for renewal. With more specific definition and

explanation of continuing education for both the consumer and provider, there should be a reduction of unacceptable continuing education hours. Expanding on the number of hours of independent study should assist those who have difficulty in attaining continuing education hours.

Although there may be some additional workload for review of individual courses, there would be no economic impact on the Board of Nursing. With reassignment of workloads, there is enough staff to handle any minimal increases which might be stimulated by these regulations. If some licensees do not renew their licenses due to increase in expenditures to attain continuing education hours, there could be some reduction in Board of Nursing revenues.

Because of the number of changes in K.A.R. 60-13-105 through 60-13-108, those regulations are to be revoked and will be replaced by K.A.R. 60-13-109 through 60-9-115. These regulations refer to temporary authorization to practice, reinstatement of authorization, and continuing education for registered nurse anesthetists.

K.A.R. 60-13-101. Payment of fees. Application for reinstatement of lapsed authorization to practice as a registered nurse anesthetist was increased by \$10. Previous reinstatement fee was the same as the renewal fee. The \$10 difference is equivalent to that for the registered nurse.

K.A.R. 60-13-109. Temporary authorization to practice by examination or endorsement. This regulation expands previous regulation to allow registered nurse anesthetists a temporary permit for 180 days for clinical practice while attending refresher courses.

K.A.R. 60-13-110. Reinstatement of authorization. This regulation allows additional allowances for the nurse anesthetist who is applying to reinstate the authorization. The applicant who has been working out-of-state may reinstate with no continuing education hours. The applicant who has been living in Kansas but lapsed for more than one year may obtain a temporary permit while completing continuing education requirements.

K.A.R. 60-13-111. Continuing education definitions.

K.A.R. 60-13-112. Authorization renewal.

K.A.R. 60-13-113. Approval of registered nurse anesthetist continuing education.

K.A.R. 60-13-114. Approval of out-of-state offerings.

K.A.R. 60-13-115. Exceptions.

K.A.R. 60-13-111 through 60-13-115 are equivalent to the continuing education requirements for professional nurses.

Although there has been a major revision in the regulations for continuing nursing education, there should be minimum economic impact for registered nurse anesthetists. With more specific definition and explanation of continuing education for both the consumer and provider, there should be a reduction of unacceptable continuing education hours. Expanding on the number of hours of independent study should assist those who have difficulty in attaining continuing education hours.

Although there may be some additional workload for review of individual courses, there would be no economic impact on the Board of Nursing. With reassignment of workloads, there is enough staff to handle any minimal increases which might be stimulated by these regulations.

An increase in the reinstatement fees for registered nurse anesthetists should have minimal effect on the licensee. Because of a small number of reinstatements, there would be no significant increase in agency revenues.

Patsy Johnson, R.N., M.N. Executive Administrator

Doc. No. 010056

(Published in the Kansas Register, December 13, 1990.)

Summary Notice of Bond Sale
Unified School District 435
Dickinson County, Kansas (Abilene)
\$2,450,000
General Obligation Bonds, Series 1991
(general obligation bonds payable from unlimited ad valorem taxes)

Sealed Bids

Subject to the notice of bond sale dated December 4, 1990, and preliminary official statement dated December 11, 1990, sealed bids will be received by the clerk of Unified School District 435, Dickinson County, Kansas (Abilene), on behalf of the Board of Education at its office, P.O. Box 639, Abilene, KS 67410, until 4 p.m. C.S.T. on December 20, 1990, for the purchase of \$2,450,000 principal amount of General Obligation Bonds, Series 1991. No bid of less than the entire par value of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated January 1, 1991, and will become due serially on April 1 and October 1 in the years as follows:

		Principal
Year		Amount
10/1/1992		\$ 50,000
04/1/1993		50,000
10/1/1993		55,000
04/1/1994		55,000
10/1/1994		55,000
04/1/1995		60,000
10/1/1995		60,000
04/1/1996		65,000
10/1/1996	-	65,000
04/1/1997		70,000
10/1/1997		70,000
04/1/1998		75,000
10/1/1998		75,000
04/1/1999		80,000
10/1/1999		80,000
04/1/2000		85,000
10/1/2000		85,000
04/1/2001		90,000
10/1/2001		95,000
04/1/2002	3	95,000
10/1/2002		100,000
04/1/2003		105,000
10/1/2003	•	105,000
04/1/2004	•	110,000

10/1/2004		115,000
04/1/2005	•	120,000
10/1/2005		125,000
04/1/2006		125,000
10/1/2006		130,000

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on April 1 and October 1 in each year, beginning on April 1, 1992.

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of America in the amount of \$49,000 (2 percent of the principal amount of the bonds).

Delivery

The district will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or before January 24, 1991, at such bank or trust company in the state of Kansas or Kansas City, Missouri, as may be specified by the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1989 is \$35,351,387. The total general obligation indebtedness of the district as of the date of the bonds, including the bonds being sold, is \$2,450,000.

Approval of Bonds

The bonds will be sold subject to the legal opinion of Stinson, Mag & Fizzell, Wichita, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the district, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered.

Additional Information

Additional information regarding the bonds may be obtained from the clerk, Ms. Doreen E. Couture, Office of the Board of Education, P.O. Box 639, Abilene, KS 67410, (913) 263-2630.

Dated December 4, 1990.

Unified School District 435 Dickinson County, Kansas (Abilene)

Doc. No. 010063

(Published in the Kansas Register, December 13, 1990.)

Summary Notice of Bond Sale \$425,000

City of luka, Kansas General Obligation Water System Bonds

(general obligation bonds payable from unlimited ad valorem taxes)

Details of the Sale

Subject to the terms and conditions of the complete official notice of bond sale dated December 3, 1990, of the city of Iuka, Kansas, in connection with the General Obligation Water System Bonds, Series 1991, of the city, which are hereinafter more fully described, sealed, written bids shall be received at the office of the city clerk, City Hall, Iuka, until 7 p.m. C.S.T. on Wednesday, December 19, 1990, for the purchase of the bonds. All bids shall be publicly opened and read aloud on said date and at said time and place, and all bids will immediately thereafter be considered by the city's governing body. The bonds will be awarded to the best bidder. Bids received after 7 p.m. C.S.T. on December 19, 1990, will be returned unopened.

The bonds to be sold are in the aggregate principal amount of \$425,000. No oral or auction bids for the bonds shall be considered, and no bids for less than the entire

amount of the bonds shall be considered.

Bids shall be accepted only on the official bid form that has been prepared for the public bidding on these bonds, which may be obtained from the city clerk or from the city's financial advisor. Bids may be submitted by mail or may be delivered in person, but must be received at the place and not later than the date and time hereinbefore specified. Each bid shall be accompanied by a good faith deposit in the form of a certified or cashier's check drawn on a bank located within the United States and made payable to the order of the city, and shall be in an amount equal to 2 percent of the principal amount of the bonds.

Details of the Bonds

The bonds shall be issued as fully registered bonds in denominations of \$5,000, or any integral multiple thereof not exceeding the principal amount of bonds maturing in any year. The bonds shall bear a dated date of January 1, 1991. The bonds shall bear interest, payable as hereinafter set forth, at the rates specified by the successful bidder for the bonds. The bonds are not subject to redemption prior to maturity.

Interest on the bonds shall be payable semiannually on April 1 and October 1 of each year, commencing April 1, 1992, and the bonds shall mature serially on October 1 in each of the years and principal amounts as follows:

Principal		Maturity Date
Amount		
\$ 5,000	İ	1992
10,000		1993
10,000		1994
10,000		1995
10,000		1996
10,000	•	1997
15,000		1998

15,000	1999
15,000	2000
20,000	2001
20,000	2002
20,000	2003
25,000	2004
25,000	2005
30,000	2006
30,000	2007
35,000	2008
35,000	2009
40,000	2010
45,000	2011

Payment of Principal and Interest

The Kansas State Treasurer shall serve as the bond registrar and paying agent for the bonds, and the principal of the bonds shall be payable upon surrender at the paying agent's principal offices in the city of Topeka, Kansas. Interest shall be paid by the mailing of a check or draft of the paying agent to the registered owners of the bonds.

Security for the Bonds

The bonds and the interest thereon shall constitute general obligations of the city, and the full faith, credit and resources of the city shall be pledged to the payment thereof. The city shall be obligated to levy ad valorem taxes without limitation as to rate or amount upon all of the taxable tangible property within the territorial limits of the city for the purpose of paying the bonds and the interest thereon.

Delivery of the Bonds

The bonds, duly printed, executed and registered, shall be furnished and delivered at the expense of the city to the successful bidder, or at its direction, on or about Thursday, January 17, 1991, at such bank or trust company or other qualified depository in the state of Kansas or Kansas City, Missouri, as may be specified by the successful bidder. Delivery elsewhere shall be made at the expense of the successful bidder.

Legal Opinion

The bonds will be sold subject to the legal opinion of Hinkle, Eberhart & Elkouri, Wichita, Kansas, bond counsel, whose fees will be paid by the city. Bond counsel's approving legal opinion as to the validity of the bonds will be printed on the bonds and will be delivered to the successful bidder upon delivery of the bonds. (Reference is made to the official notice of bond sale for a discussion of tax exemption and other legal matters.)

Financial Matters

The city's 1989 assessed valuation is as follows:

Assessed valuation of taxable tangible property Taxable value of motor vehicles	\$656,242 172,445
Equalized assessed tangible valuation for computation of bonded debt limitations	

Upon the issuance of the bonds described herein, the city's outstanding general obligation bonded indebtedness shall be \$425,000.

Official Statement

The city has prepared a preliminary official statement

relating to the bonds, copies of which may be obtained from the city or the city's financial advisor. The preliminary official statement is in a form "deemed final" by the city for the purpose of the Securities and Exchange Commission's Rule 15c2-12(b)(1), but is subject to revision, amendment and completion in the final official statement. Upon the sale of the bonds, the city shall furnish the successful bidder with a reasonable number of copies of the final official statement, without additional cost, upon request. Copies of the final official statement in excess of a reasonable number may be ordered at the successful bidder's expense.

Additional Information

For additional information regarding the city, the bonds and the sale, interested parties are invited to request copies of the complete official notice of bond sale and official bid form and the city's preliminary official statement for the bonds, all of which may be obtained from the undersigned or from the city's financial advisor, The Columbian Securities Corporation, Attention: Brian Corrigan, 550 N. 159th St. East, Wichita, KS 67230, (316) 733-0014.

City of Iuka, Kansas By E. Dale Anderson, City Clerk City Hall, P.O. Box 127 Iuka, KS 67066

Doc. No. 010055

State of Kansas

Behavioral Sciences Regulatory Board

Temporary Administrative Regulations

Article 1.—CERTIFICATION OF PSYCHOLOGISTS

102-1-13. Fees. Psychology licensure fees shall be: (a) Application, \$130;

- (b) Renewal, \$130;
- (c) Examination, \$175;
- (d) Duplicate license, \$10;
- (e) Temporary, \$15;
- (f) Reinstatement, \$130; or
- (g) Specialty endorsement, \$130. (Authorized by and implementing K.S.A. 1989 Supp. 74-5310, as amended by L. 1990, Ch. 286, § 3; K.S.A. 1989 Supp. 1989 Supp. 74-5310a; K.S.A. 74-5311, as amended L. 1990, Ch. 286, § 4; K.S.A. 1989 Supp. 74-5316, K.S.A. 1989 Supp. 74-5319, K.S.A. 1989 Supp. 74-5339, and K.S.A. 1989 Supp. 74-5349, as amended by L. 1990, Ch. 286, § 5; effective May 1, 1984; amended, T-85-35, Dec. 19, 1984; amended May 1, 1985; amended May 1, 1987; effective, T-102-51-90, May 1, 1990; amended June 11, 1990; amended, T-102-11-29-90, Nov. 29, 1990.)

Article 2.—LICENSING OF SOCIAL WORKERS

102-2-3. Fees. (a) Each new applicant for a social work license shall pay the application fee as set forth below:

(1) Licensed baccalaureate social worker (LBSW), \$90;

- (2) Licensed master social worker (LMSW), \$95;
- (3) Licensed specialist clinical social worker (LSCSW), \$100: or

(4) Temporary license fee, \$15.

(b) Each applicant for license renewal shall pay the applicable fee as set forth below:

(1) Licensed associate social worker (LASW), \$90;

- (2) Licensed baccalaureate social worker (LBSW), \$90;
- (3) Licensed master social worker (LMSW), \$95; and
- (4) Licensed specialist clinical social worker (LSCSW), \$100.
- (c) The fee for a social work examination shall be \$70 until the February, 1991 social work examination administration when the fee shall be \$125.
- (d) Each applicant for license renewal after the date of its expiration shall pay the penalty fee, in addition to the renewal fee, as set forth below:
 - (1) Licensed associate social worker (LASW), \$90;
 - (2) Licensed baccalaureate social worker (LBSW), \$90;
 - (3) Licensed master social worker (LMSW), \$95;
- (4) Licensed specialist clinical social worker (LSCSW), \$100.

(e) Duplicate license, \$10;

(Authorized by and implementing K.S.A. 1989 Supp. 65-6313, as amended L. 1990, Ch. 237, § 2, and K.S.A. 1989 Supp. 65-6314, as amended by L. 1990, ch. 286, § 2; effective May 1, 1982; amended, T-86-20, July 1, 1985; amended May 1, 1986; amended, T-87-10, July 1, 1986; amended May 1, 1987; amended, T-102-10-17-89, October 17, 1989; amended, T-102-11-29-90, Nov. 29, 1990.)

Article 3.—PROFESSIONAL COUNSELORS; FEES

102-3-2. Fees. Each applicant for professional counselor registration shall pay the appropriate fee set forth below:

- (a) application for registration, \$100;
- (b) renewal of registration, \$100;
- (c) examination, \$100;
- (d) endorsement in a specialty, \$100;
- (e) renewal of endorsement in a specialty, \$100;

(f) replacement registration, \$20; or

(g) reinstatement of registration, \$100. (Authorized by and implementing K.S.A. 1989 Supp. 65-5808, as amended by L. 1990, Ch. 286, § 1; effective, T-88-45, Nov. 10, 1987; amended, T-102-11-29-90, Nov. 29, 1990.)

Article 4.—MASTER LEVEL PSYCHOLOGISTS

102-4-2. Fees. Each applicant for registered masters level psychologist shall pay the appropriate fee set forth below:

(a) application, \$100;

- (b) renewal of registration, \$100;
- (c) duplicate registration, \$20; or
- (d) temporary permit, \$75. (Authorized by and implementing K.S.A. 1989 Supp. 74-5365, K.S.A. 1989 Supp. 74-5366, and K.S.A. 1989 Supp. 74-5367; effective, T-112-2-23-89, February 23, 1989; effective April 3, 1989; amended, T-102-11-29-90, Nov. 29, 1990.)

Mary Ann Gabel Executive Director

State of Kansas

Department of Administration

Public Notice

Under requirements of K.S.A. 65-34,117(b), as amended by 1990 Senate Bill 554, records of the Division of Accounts and Reports show the unobligated balance in the petroleum storage tank release trust fund is \$2,819,755.95 as of November 30, 1990.

Shelby Smith Secretary of Administration

Doc. No. 010051

State of Kansas

Kansas State University

Notice to Bidders

Sealed bids for the item listed below will be received by the Kansas State University Purchasing Office, Manhattan, until 2 p.m. local time on the date indicated and then will be publicly opened. Interested bidders may call (913) 532-6214 for additional information.

Thursday, January 3, 1991 #10085

2-channel dynamic signal analyzer

William H. Sesler Director of Purchasing

Doc. No. 010066

State of Kansas

Social and Rehabilitation Services

Temporary Administrative Regulations

Article 6.—MEDICAL ASSISTANCE PROGRAM— CLIENTS' ELIGIBILITY FOR PARTICIPATION

30-6-106. The temporary regulation effective October 1, 1990 shall expire on January 2, 1991. (Authorized by and implementing K.S.A. 39-708c, as amended by L. 1990, Chapter 152, K.S.A. 1989 Supp. 39-709; effective May 1, 1981; amended, E-82-19, Oct. 21, 1981; amended May 1, 1982; amended May 1, 1983; amended May 1, 1984; amended, T-85-26, Oct. 15, 1984; amended May 1, 1985; amended May 1, 1986; amended, T-87-15, July 1, 1986; amended, T-87-20, Sept. 1, 1986; amended May 1, 1987; amended, T-88-14, July 1, 1987; amended, T-88-59, Jan. 1, 1988; amended May 1, 1988; amended, T-89-13, April 26, 1988; amended, T-30-7-1-88, July 1, 1988; amended Sept. 26, 1988; amended July 1, 1989; amended Oct. 1, 1989; amended Jan. 2, 1990; amended April 1, 1990; amended, T-30-10-1-90, Oct. 1, 1990; revoked, T-30-11-29-90, Jan. 2, 1991.)

> Dennis R. Taylor Acting Secretary of Social and Rehabilitation Services

Doc. No. 010040

The Kansas Lottery

Temporary Administrative Regulations

Article 2.—LOTTERY RETAILERS

111-2-15. "Holiday Bonus Getaway" Retailer Incentive. (a) During the period beginning November 9, 1990, and ending midnight, December 19, 1990, in addition to compensation provided for in K.A.R. 111-2-4, the Kansas lottery shall also offer, for those retailers electing to participate, the "Holiday Bonus Getaway" retailer incentive promotion. It will be held in conjunction with the Kansas lottery's "Holiday Bonus" game (K.A.R. 111-4-233 through 111-4-236) as follows:

(b) With each pack of "Holiday Bonus" tickets ordered, each retailer will receive one entry card which will be a pre-addressed postcard that the retailer will fill out and mail back to the Kansas lottery. All postcards must be postmarked by December 19, 1990, and received at lottery headquarters in Topeka before 2:00 p.m. on Decem-

ber 21, 1990, to be eligible for the drawing. (c) The drawing will be held at 2:00 p.m. on December 21, 1990, at Lottery headquarters. The first card drawn from all returned cards will entitle the retailer named thereon to win the grand prize consisting of a seven night Caribbean cruise for two provided by KAKE-TV of Wichita, Kansas. Twelve (12) more cards will be drawn for twelve (12) additional prizes which include second prize \$300.00, third prize \$200.00, and the ten (10) remaining prizes of \$50.00 each. A retail location is eligible to win only one prize. In the event cards representing the same retail location are drawn more than once, that retail location will receive the most valuable prize for which its cards are drawn. (Authorized by K.S.A. 1989 Supp. 74-8710; implementing 1989 Supp. 74-8708 and 74-8710; effective, T-111-11-29-90, Nov. 16, 1990.)

Article 4.—INDIVIDUAL GAME RULES

RULES FOR INSTANT GAME NO. 29 "COLD CASH"

111-4-241. Name of Game. The Kansas Lottery shall conduct an instant winner lottery game entitled "COLD CASH" commencing on January 24, 1991. The specific rules for the "COLD CASH" game are contained in K.A.R. 111-3-1 et seq. and 111-4-241 through 111-4-244. (Authorized by and implementing K.S.A. 1989 Supp. 74-8710; effective, T-111-11-29-90, Nov. 16, 1990.)

111-4-242. Definitions. The following definitions shall apply to the "COLD CASH" instant lottery game:

(a) "Game symbols" are the numbers, letters, symbols, or pictures printed in the play area of each instant game ticket and which determine if the ticket bearer is entitled to a prize. In this instant game, the game symbols are printed in black ink in 15 pt. Archer. A game symbol appears in each of six play spots within the play area. Each game symbol for this instant game is one of the following: FREE—\$2.00 - \$6.00 - 11.00 - 21.00 - 50.00 - \$500\$\$.

(b) "Game symbol captions" are the words or portions of words printed beneath each game symbol in the play area and are used to repeat or explain the game symbol. The game symbol caption associated with each game symbol is as follows:

Game Symbol	Game Symbol Caption
FREE	TICKET
\$2.00	TWO\$
\$6.00	SIX\$
\$11.00	ELEVEN
\$21.00	TWEN-0NE
\$50.00	FIFTY
\$500\$	FIVE-HUN

(c) "Ticket validation number" means a unique number appearing on each ticket which is used to validate winning tickets. For this instant game, the ticket validation number is a 10-digit number which appears under the "Void If Removed" spot on the front of each instant ticket.

(d) "Book-ticket number" means the unique number appearing on each ticket which includes the number of the book from which it was removed and the serially assigned number of the ticket within that book. For this instant game, the book-ticket number is an 8-digit book number followed by a dash and then a 3-digit ticket number. The ticket numbers in each book start with 000 and end with 299. The book-ticket number is printed in black ink on the bottom right portion of the front of each instant game ticket.

(e) "Retailer validation code" means the small letters found under removable covering in the play area of each instant game ticket. The retailer uses this code to verify and validate winners which are to be paid by the retailer. In this instant game, the retailer validation code is a two letter code printed and appearing in two of six varying locations among the game symbols. The codes and their meanings are as follows: AA = FREE; DD = \$2.00; HH = \$6.00; FF = \$11.00; SS = \$21.00. (Authorized by and implementing K.S.A. 1989 Supp. 74-8710; effective, T-111-11-29-90, Nov. 16, 1990.)

111-4-243. Determination of Instant Prize Winners. An instant prize winner is determined for this instant game when the player removes or "scratches off" the removable layer of material covering the play area to reveal the six game symbols and captions. This is a match three (3) of six (6) game. If three (3) of the six (6) concealed prize amounts match, the player wins the amount shown. No ticket will be eligible to win more than one prize. Prizes a player may win are as follows:

Get	,	· ·	Win
3 - FREE			TICKET
3 - \$ 2.00			Two Dollars
3 - \$ 6.00			Six Dollars
3 - \$ 11.00			Eleven Dollars
3 - \$ 21.00			Twenty-one Dollars
3 - \$ 50.00			Fifty Dollars
3 - \$500.00			Five Hundred Dollars

(Authorized by K.S.A. 1989 Supp. 74-8710(b), (c) & (i); implementing K.S.A. 1989 Supp. 74-8710(b), (c) & (i) and 74-8720(b) & (d); effective, T-111-11-29-90, Nov. 16, 1990.)

111-4-244. Number and Value of Instant Prizes. (a) There will be approximately 3,600,000 tickets ordered for

this instant game. The expected number and value of the instant prizes are as follows:

Prizes	Expected Number of Prizes in Game	Expected Value in Game
FREE	540,000	- 0 -
2.00	180,000	\$ 360,000
6.00	60,000	360,000
11.00	24,000	264,000
21.00	12,000	252,000
50.00	3,600	180,000
500.00	120	60,000
	<u>819,720</u>	<u>\$1,476,000</u>

(b) The executive director may terminate the sale of tickets prior to the complete sale of all tickets. In this event, the number and value of prizes will be approximately proportional to the number of tickets actually sold.

(c) All prizes are subject to deductions provided by law. (Authorized by K.S.A. 1989 Supp. 74-8710(b), (c) & (f); implementing 74-8710(b), (c) & (f); and 74-8720; effective, T-111-11-29-90, Nov. 16, 1990.)

RULES FOR INSTANT GAME NO. 31 "TIC-TAC-TOE"

111-4-249. Name of Game. The Kansas Lottery shall conduct an instant winner lottery game entitled "Tic-Tac-Toe" commencing on March 21, 1991. The specific rules for the "Tic-Tac-Toe" game are contained in K.A.R. 111-3-1 et seq. and 111-4-249 through 111-4-252. (Authorized by and implementing K.S.A. 1989 Supp. 74-8710; effective, T-111-11-29-90, Nov. 16, 1990.)

111-4-250. Definitions. The following definitions shall apply to the "Tic-Tac-Toe" instant lottery game:

- (a) "Game Symbols" are the numbers, letters, symbols or pictures printed in the play area of each instant game ticket and which determine if the ticket bearer is entitled to a prize. In this instant game, the game symbols are printed in 15 pt. Archer. A game symbol appears in each of the nine play spots within the play area. Each game symbol in the play area for this instant game is either an "X" or an "O." A game symbol in this instant game appearing just outside the prize box is one of the following: "Free," "\$2.00," "\$5.00," "\$15.00," "\$25.00," "\$70.00," or "\$700.00."
- (b) "Game symbol captions" are the game symbols (X or O) beneath each game symbol in the play area followed by the three digit ticket number.
- (c) "Ticket validation number" means a unique number appearing on each ticket which is used to validate winning tickets. For this instant game, the ticket validation number is a 10-digit number which appears under the "Void If Removed" spot on the front of each instant ticket.
- (d) "Book-ticket number" means the unique number appearing on each ticket which includes the number of the book from which it was removed and the serially assigned number of the ticket within that book. For this instant game, the book-ticket number is an 8-digit book number followed by a dash and then a 3-digit ticket number. The ticket numbers in each book start with 000 and end with 299. The book-ticket number is printed in gray-

black ink on the bottom right portion of the front of each

instant game ticket.

(e) "Retailer validation code" means the small letters found under removable covering in the play area of each instant game ticket. The retailer uses this code to verify and validate winners which are to be paid by the retailer. In this instant game, the retailer validation code is a two letter code printed and appearing in two of nine varying locations among the game symbols. The codes and their meanings are as follows: AA = Free Ticket; DD = \$2.00; KK = \$5.00; GG = \$15.00; RR = \$25.00. (Authorized by and implementing K.S.A. 1989 Supp. 74-8710; effective, T-111-11-29-90, Nov. 16, 1990.)

111-4-251. Determination of Instant Prize Winners. An instant prize winner is determined for this instant game when the player removes or "scratches off" the removable layer of material covering the play area to reveal the nine game symbols, either X's or O's, and captions. If the player gets three X's or three O's diagonally, vertically or horizontally, the player wins the corresponding prize appearing beside the winning row, column or diagonal, which will be one of the following: "Free," "\$2," "\$5," "\$15," "\$25," "\$70" or "\$700." (Authorized by K.S.A. 1989 Supp. 74-8710(b), (c) & (i); implementing K.S.A. 1989 Supp. 74-8710(b), (c) & (ii) and 74-8720 (b) and (d); effective, T-111-11-29-90, Nov. 16, 1990.)

111-4-252. Number and Value of Instant Prizes. (a) There will be approximately 3,600,000 tickets ordered for this instant game. The expected numbers and value of the instant prizes are as follows:

Prizes	Expected Number of Prizes in Game	Expected Value in Game
FREE TICKET	300,000	
\$ 2	288,000	\$ 576,000
\$ 5	72,000	360,000
\$ 15	12,000	180,000
\$ 25	12,000	300,000
\$ 70	1,200	84,000
\$ 700	120	84,000
,	685,320	\$1,584,000

(b) The executive director may terminate the sale of tickets prior to the complete sale of all tickets. In this event, the number and value of prizes will be approximately proportional to the number of tickets actually sold.

(c) All prizes are subject to deductions provided by law. (Authorized by K.S.A. 1989 Supp. 74-8710(b), (c) & (f); implementing 74-8710(b), (c) & (f) and 74-8720; effective, T-111-11-29-90, Nov. 16, 1990.)

Gerald F. Simpson Executive Director

Kansas Insurance Department

Temporary Administrative Regulations

Article 1.—LIFE INSURANCE

40-2-20. Life insurance; accelerated benefits; requirements and restrictions. (a) As used in this regulation,

these terms shall have the following meanings:

(1) "Accelerated benefits" means benefits, other than those considered long-term care benefits as defined and regulated pursuant to K.S.A. 1989 Supp. 40-2225 et seq., payable under an individual or group life insurance or annuity contract:

(A) To a policyowner or certificate holder, during the lifetime of the insured for the occurrence of a qualifying

event; and

- (B) which reduce the death benefit otherwise payable under the life insurance contract, excluding accidental death and other ancillary benefits.
- (2) "Qualifying event" means one or more of the following:
- (A) A medical condition which a health care provider predicts will result in a limited life expectancy of 24 months or less:
- (B) a medical condition which has required or requires extraordinary medical intervention including, but not limited to, a major organ transplant or continuous artificial life support, without which the insured would die; or
- (C) a medical condition which medical evidence indicates would, in the absence of extraordinary medical intervention, result in a limited life expectancy of 24 months or less. Such conditions may include, but are not limited to, one or more of the following:
- (i) Coronary artery disease resulting in an acute infarction or requiring surgery;
- (ii) permanent neurological deficit resulting from cerebral vascular accident;

(iii) end stage renal failure:

- (iv) any condition which usually requires continuous confinement in an eligible institution as defined in the contract if the insured is expected to remain there for the rest of the insured's life; or
- (v) any other qualifying event approved by the commissioner.
- (3) "Commissioner" means the commissioner of insurance, state of Kansas.
- (b) Each accelerated benefit shall have a title printed on or attached to the first page of the policy or rider. The title shall describe the coverage provided and shall be followed or accompanied by a description of the coverage which contains the phrase "accelerated benefit" or words of similar import.
- (c) Each applicant shall be given a summary of the accelerated benefit provisions at or before the time an application is completed. In the case of group policies, each certificate holder shall be given a copy of the summary with their certificate. This summary shall include:
- (1) a brief description of the accelerated benefit and definitions of the conditions or occurrences that would result in payment of the benefit;

(2) the existence and amount of any separately identifiable premium for the accelerated benefit and a description of any charge for administrative expense;

(3) a generic illustration numerically demonstrating the effect of the payment of a benefit on cash values, death benefits, premiums, policy loans and policy liens;

- (4) a statement that receipt of the accelerated benefit could be taxable;
- (5) a statement that receipt of accelerated benefits may affect medicaid eligibility; and
- (6) an acknowledgement, signed and dated by the agent and the applicant for the group or individual coverage, that the summary has been furnished. A direct response insurer shall incorporate the summary and acknowledgement vehicle in the application or attach them thereto.

(d) If the accelerated benefit is offered without an additional premium, a separate written explanation of how the benefit is funded shall be filed with the commissioner and included with the summary.

(e) Each time an accelerated benefit is requested the individual policyowner or group certificate holder shall be given a summary. This summary shall include statements:

(1) warning that receipt of the accelerated benefit could be taxable and that assistance from a tax advisor is suggested; and

(2) showing the effect the payment of the benefit will have on cash values, accumulation accounts, death ben-

efits, premiums, policy loans and policy liens.

- (f) Each time an accelerated benefit option is exercised the policyowner and certificate holder shall be given an endorsement, rider or schedule page which reflects any revisions to cash values, death benefits, accumulation accounts, premiums, policy loans, policy liens and any other values that change as a result of the payment or payments.
- (g) Insurers shall not unfairly discriminate among insureds with different or similar qualifying events. Insurers shall not apply any additional conditions to the payment of the accelerated benefits other than those conditions specified in the policy or rider.

(h) Accelerated benefits shall be funded either by:

- (1) requiring the policyowner to pay an additional premium;
- (2) utilizing the present value of the face amount of the policy if:
- (A) the present value calculation is based on an actuarial discount appropriate to the policy design; and
- (B) the interest rate used in the present value calculation is no greater than the maximum loan rate specified on currently issued policies: or

(3) accruing an interest charge on the amount of the accelerated benefits at an interest rate no greater than

the loan rate on currently issued policies.

(i) When an accelerated benefit is payable, no greater than a pro-rata reduction in the cash value shall be made, except where the payment of the accelerated benefits and any accrued interest may be treated as a lien against the death benefit of the policy or rider. Therefore, access to the cash value may be restricted to any excess of the cash value over the sum of any other outstanding loans, and the lien and access to additional policy loans may be limited to the difference between the cash value and the sum of the lien and any other outstanding policy loans

on the policy under which the accelerated benefits were

(j)(1) Payment of an accelerated benefit may be applied toward repaying a pro-rata portion of any outstanding pol-

(2) if the payment is considered a lien as provided in (i), the insurance company may require any accelerated death benefit payment to be applied toward repaying the portion of any other outstanding policy loan which causes the sum of the accelerated death benefit and policy loan to exceed the cash value.

(k) The death benefit shall not be reduced more than the amount of the accelerated benefits after adjustment for any actuarial discount or accrued interest as provided in (h) plus any administrative expense charge required by policies providing accelerated benefits without additional premium charge as disclosed on the summary required by (c).

(1) The accidental death benefit, if any, in a policy or rider shall not be affected by the payment of an accel-

erated benefit.

(m) The valuation method and assumptions used to produce the accelerated benefit provisions shall be filed with the insurance department with the related policy form or rider. The assumptions shall reflect the statutory mortality and interest rate assumptions for the life insurance provisions and appropriate assumptions for the other provi-

sions incorporated in the policy or rider.

(n) The accelerated benefit provision shall become effective on the effective date of the policy or rider and no waiting periods of more than 30 days may be imposed on the insured's rights under the provision if a qualifying event has occurred and the accelerated benefit is otherwise payable. (Authorized by K.S.A. 40-103 and K.S.A. 1989 Supp. 40-401, as amended by L. 1990, Ch. 164, Sec. 1; implementing K.S.A. 1989 Supp. 40-401, as amended by L. 1990, Ch. 164, Sec. 1; effective, T-40-11-29-90, Nov. 29, 1990.)

> Fletcher Bell Commissioner of Insurance

Doc. No. 010043

State of Kansas

Department of Wildlife and Parks

Permanent Administrative Regulations

Article 11.—BOATING REGULATIONS

23-11-15. (Authorized by K.S.A. 82a-814; effective, E-71-20, April 28, 1971; effective Jan. 1, 1972; revoked Jan. 28, 1991.)

Article 2.—MOTOR VEHICLE PERMITS

33-2-2. (Authorized by and implementing K.S.A. 1982 Supp. 74-4509b; effective Jan. 1, 1966; amended Jan. 1, 1974; amended E-77-35, July 1, 1976; amended Feb. 15, 1977; amended May 1, 1980; amended, T-88-39, Nov. 23, 1982; amended May 1, 1983; revoked Jan. 28, 1991.)

Article 2.—FEES, REGISTRATIONS AND OTHER CHARGES

115-2-3. Other fees and charges. (a) The following fees and charges shall be in effect for state parks and for other designated areas for which the fees and charges are required:

=	
Camping—per camping unit:	
Annual camping permit	29.50
Overnight camping permit	1.50
Utilities, per night—per unit:	
	3.00
Electricity	
Electricity, water and sewer hook-up	4.00
Youth group camping permit in designated	
areas—per night	1.50
Camping reservation charge:	
Single camping site	5.00
Single camping site	10.00
Group camping site	10.00
Rent-a-camp: equipment rental charge—per	
night	15.00
Private boat dock—annual	10.00
Boat dock and watercraft towing	10.00
Private cabin sites—annual	100.00
Private cabin sites—annual	
Club or organization cabin sites—annual	100.00
Special event permits	25.00

(b) Each overnight camping permit and youth group camping permit shall be valid only for the state park or other area for which purchased and shall expire at 2:00 p.m. on the date specified in the permit. (Authorized by and implementing K.S.A. 1989 Supp. 32-807 and K.S.A. 1989 Supp. 32-988 as amended by L. 1990, Chapter 139, section 2; effective Jan. 22, 1990; amended Jan. 28, 1991.)

Article 21.—COMMERCIAL GUIDES

115-21-1. Guides; permit application, examination, and restrictions. (a) Each application for a commercial guide permit or an associate guide permit shall be on forms provided by the department and the guide permit fee as prescribed under K.A.R. 115-2-1 shall accompany each application. In addition to information required by L. 1990, Chapter 141, section 1, each applicant shall provide the following:

(1) proof of completion of the following courses:

(A) current certification in red cross or comparable first aid and cardio-pulmonary resuscitation training;

(B) department approved boat safety training, if a boat

is used as a part of the guiding service; and

(C) department approved hunter education training, if

hunting is a part of the guiding service; and

(2) the commercial guide or associate guide permit number if the application is for a permit renewal or permit

(b) To be listed in an annual directory of Kansas guides, an applicant for a commercial guide permit shall sign the approval section on the permit application.

(c) Each applicant for a guide permit shall take a department administered guide examination. The written examination shall cover basic knowledge of:

(1) hunting or fishing skills or both;

(2) hunting or fishing safety or both;

(3) first aid;

(4) laws and regulations; and

(5) boating safety, if a boat is used in the hunting or

fishing guide service.

(d) Each guide permit shall be restricted to hunting or fishing guide services, the use of a boat in the guide service, or any combination thereof. This will be determined by the examination sections taken and passed by the applicant.

(e) Each renewal application for a guide permit shall be submitted to the department not later than December

1 of the current permit year.

- (f) Each applicant for renewal of a guide permit shall pass an examination at least once every three years as a condition of permit renewal.
- (g) All examinations shall be administered at a department office.
- (h) A score of 75 percent shall be the minimum passing score for each section of the guide examination taken.

(i) Any applicant failing an examination or any section

of an examination may reapply after 30 days.

- (j) Any guide permit restricted to authorize only hunting or fishing guide services or each guide permit that does not authorize the use of a boat may be revised at any time. Any permittee desiring a revision of their current permit may submit an application on forms supplied by the department and by passing the proper written examination.
- (k) A current red cross or comparable first aid and cardiopulmonary resuscitation certification shall be required as a prerequisite to the examination requirements of subsection (f) for each permittee. (Authorized by K.S.A. 1989 Supp. 32-807 and L. 1990, Chapter 141, section 1; implementing L. 1990, Chapter 141, section 1; effective Jan. 28, 1991.)
- 115-21-2. Guides; reporting requirements. (a) Each commercial guide permittee shall submit an annual report on forms supplied by the department. Each report shall contain the following information:
- (1) the name, address and permit number of the permittee;
- (2) for each day, the name and license number of resident and nonresident individuals guided for hunting or fishing or both;
- (3) for each day, a listing of the department land and water areas used while providing guide services for hunting or fishing or both; and

(4) other information as required by the secretary.

(b) Each commercial guide permittee shall submit interim reports to the department that contain elements of subsection (a) when requested by the secretary. Such reports shall cover specific hunting or fishing activities and shall be due within deadlines established by the secretary.

(c) Failure to submit a requested interim report by the established deadline shall result in permit suspension until the interim report has been received by the department.

(d) Each report submitted by a commercial guide permittee shall include all guiding activity of all associate guides employed by the commercial guide permittee.

(e) Each annual report shall be complete through December 31 of the permit year and shall be due to the department not later than January 15 of the following year.

(f) A renewed commercial guide permit or a renewed associate guide permit shall be suspended at 5:00 p.m. on January 15 of the permit renewal year if the annual report for the previous permit year is not received by the department by January 15 of that permit year. (Authorized by K.S.A. 1989 Supp. 32-807 and L. 1990, Chapter 141, section 1; implementing L. 1990, Chapter 141, section 1; effective Jan. 28, 1991.)

Article 30.—BOATING

115-30-9. Water event permit; application and requirements. (a) A water event permit shall be required for any event as described in K.S.A. 1989 Supp. 32-1149. A special event permit issued under K.A.R. 115-8-21 shall satisfy the requirement for a water event permit on department lands and waters if processed in compliance with provisions of subsections (b) and (d) of K.A.R. 115-30-9.

(b) Any person may apply to the secretary for a water event permit. The application shall be on forms provided by the department and each applicant shall provide the

following information:

(1) the name of the applicant;

- (2) the address of the applicant;
- (3) the location of the event;
- (4) the date and time of the event;

(5) a description of the event;

- (6) estimated number of boats and individuals participating;
- (7) a description of safety measures to be utilized for the protection of the public and water event participants including, but not limited to:
 - (A) traffic control:

(B) lifeguards;

- (C) patrol boats equipped with life saving equipment;
- (D) first aid equipment; and

(E) fire extinguishers;

- (8) written approval for the event from the controlling authority of the water to be used; and
 - (9) other information as required by the secretary.
- (c) Each water event permit application may include multiple events if the events to be covered under the water event permit are all conducted on the same area or body of water.

(d) Each application for a water event shall be submitted not less than 30 days prior to the proposed event.

(e) A water event permit shall be valid for the period of time as specified in the permit, but shall not extend beyond December 31 of the year in which the water event permit was issued.

(f) A water event involving 25 or fewer participants shall not require payment of the water event permit fee.

(g) Each water event shall be conducted in conformance with conditions established by the department in the water event permit. (Authorized by and implementing K.S.A. 1989 Supp. 32-1149; effective Jan. 28, 1991.)

Robert L. Meinen Secretary of Wildlife and Parks

Department of Education

Permanent Administrative Regulations

Article 1.—CERTIFICATE REGULATIONS

91-1-34. Special education supervisor/coordinator.
(a) Each applicant for a special education supervisor/coordinator endorsement shall have completed a state-approved graduate degree program, the requirements for a special education subject area endorsement and two years of experience in one or more special education subject areas.

(b) A state-approved special education supervisor/coordinator program shall consist of a course of study requiring each student to demonstrate knowledge of:

(1) procedures to develop and select curricula, instruc-

tional methods and media by:

- (A) explaining the relationship between instructional objectives and curriculum developed or selected to attain them;
- (B) identifying the sources of influence upon curriculum development and selection;
- (C) developing a curriculum unit meeting the instructional objectives;
- (D) describing a variety of instructional methods that can be used with exceptional pupils;
- (E) applying an instructional method to an instructional objective;
 - (F) using media as a part of the instructional process;
- (G) planning a series of objectives to complete a program of curriculum study and development; and
- (H) describing the procedures required to establish and maintain an instructional resource center;
 - (2) staff support system development and operation by:
 - (A) explaining procedures to improve communication between and among staff members;
 - (B) eliciting information from others about issues related to the improvement of instructional programs and using the information to plan new approaches to instruction;
 - (C) describing a procedure to assist staff members with program planning and problem-solving skills;
 - (D) developing and implementing a plan for assessing program needs;
 - (E) conducting a staff developing workshop that is related to program needs; and
 - (F) describing procedures to assist staff members in applying the knowledge and skills acquired through staff development activities;
 - (3) human relations and consultation skills by:
 - (A) explaining the function of consultation in a supervisor/coordinator's role;
 - (B) describing components of the consultation process;
 - (C) developing a consultation plan to assist staff members, individually and in groups; and
 - (D) displaying individual and group conferencing techniques;
 - (4) instructional program evaluation by:
 - (A) developing a plan to instruct staff in the use of a peer supervision system;

(B) describing the procedures used to implement a clinical supervision program;

(C) explaining how a supervisor/coordinator can collaborate with staff members to develop performance evaluation procedures consistent with role descriptions;

(D) planning a procedure for formative and summary

evaluations of instructional programs; and

(E) describing approaches for interpreting and communicating instructional program evaluation information; and

(5) program management activities by:

- (A) describing procedures for the selection, orientation and assignment of staff members;
- (B) describing the supervisor/coordinator's role in planning and implementing comprehensive instructional services:
- (C) developing a system to coordinate assignment of teacher education students to directed teaching, practicum, and other related experiences;

(D) planning a way to use research results to improve instructional programs;

(E) developing a plan for the acquisition and distribution of instructional media;

(F) designing a budget to provide instructional services for pupils in one of the special educational subject areas;

- (G) explaining how to use evaluation data to improve instruction. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective (temporary) January 8, 1982; (permanent) May 1, 1982; amended May 1, 1986; amended Jan. 28, 1991.)
- 91-1-62. This regulation shall be revoked July 1, 1991. (Authorized by and implementing Article 6, Section 2(a) of the Kansas constitution; effective (temporary) January 8, 1982; (permanent) May 1, 1982; amended May 1, 1986; revoked Jan. 28, 1991.)
- 91-1-153. Renewal of a vocational certificate or endorsement with inservice education points. (a) An applicant holding a three or five-year vocational certificate or endorsement and employed by a local education agency having a state-approved inservice education plan may renew a vocational certificate or endorsement with inservice education points.

(b) Renewal of a three or five-year vocational certificate or endorsement based upon inservice education points shall require:

(1) For any applicant without an advanced degree, experiences worth at least 160 inservice education points during the prior five-year period, which shall include 80 points attributable to college or university credit; and

(2) for any individual with an advanced degree, experiences worth 120 inservice education points during the prior five-year period.

(c) An application for renewal based on inservice education shall be accompanied by verification by the governing body of a local education agency that the inservice credit is valid for renewal.

(d) This method of renewal shall be in addition to other avenues of renewal specified in state board regulations. (Authorized by and implementing Article 6, Section 2(a) of the Kansas Constitution; effective Jan. 28, 1991.)

Dr. Lee Droegemueller Commissioner of Education

Securities Commissioner of Kansas

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted from 2:30 to 3 p.m. Wednesday, January 16, at the Office of the Securities Commissioner of Kansas, second floor, 618 S. Kansas Ave., Topeka, to consider the amendment of K.A.R. 81-2-1 and 81-6-1 and the adoption of K.A.R. 81-4-2.

The period of 30 days notice constitutes a public comment period for the purpose of receiving written public comments on the proposed rules and regulations. All interested parties may submit written comments prior to the hearing to the commissioner at the address above. All interested parties will be given a reasonable opportunity at the hearing to express their views orally in regard to adoption of the proposed amendments and regulation. Following the hearing, all written and oral comments submitted by interested parties will be considered by the commissioner as a basis for making any changes to the proposed amendments.

Proposed 81-4-2 adopts a uniform form to be used by qualifying small corporations to register securities offerings in Kansas. The amendments to K.A.R. 81-2-1 and 81-6-1 add this form to the list of uniform forms approved in Kansas and provide that the form shall be used as the prospectus for securities offerings made under K.A.R. 81-4-2.

There is no determinable economic impact of the amendments and proposed regulation on this agency, other governmental agencies or units, the general public or the businesses regulated by this agency.

Copies of the full text of the proposed amendments and regulation and the economic impact statement may be obtained by writing to the Office of the Securities Commissioner at the address above.

> M. Douglas Mays Kansas Securities Commissioner

Doc. No. 010050

State of Kansas

Kansas Racing Commission

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 9 a.m. Friday, January 18, in the hearing room at commission offices, 3400 Van Buren, Topeka, to consider the adoption of proposed permanent regulations of the Kansas Racing Commission. This 30-day notice constitutes a public comment period for the purpose of receiving written public comments on these proposed regulations.

A copy of the full text of the regulations and the economic impact statement may be reviewed or obtained at the commission office. The following is a summary of the proposed amendments.

K.A.R. 112-4-14b. Trainer responsibility. The proposed regulation states greyhound conditions for which

the trainer will be held responsible unless the trainer can show otherwise by a preponderance of evidence.

Economic impact: None known.

K.A.R. 112-4-21. Kennel name registration. The proposed regulation states restrictions and disclosures applicable to the registration of kennel names.

Economic impact: Minimal administrative cost to the commission but none for the licensees.

K.A.R. 112-6-1. Racetrack officials. The proposed amendment to this existing permanent regulation clarifies that each racing secretary, director of racing and mutuel manager shall be employees of and accountable to the organization licensee as required by the Kansas Constitution.

Economic impact: None.

K.A.R. 112-6-2. Commission officials, racing judges. The proposed amendments to this existing permanent regulation state when one racing judge may leave the judges' stand to supervise a racing-related matter and provides for the emergency appointment of a racing judge in the case of vacancy. The proposed amendments also bring the hearing provisions in compliance with the Kansas administrative procedure act.

Economic impact: None known.

K.A.R. 112-6-3. Director of racing. The proposed amendment to this existing permanent regulation resolves a conflict between the section amended and K.A.R. 112-6-2(c), which provides the organization licensee fills vacancies among racetrack officials subject to the approval of the racing judges.

Economic impact: None.

K.A.R. 112-6-4. The paddock judge and the kennel master. The proposed amendment to this existing permanent regulation specifically identifies which individuals may enter the lock-out kennels. No individual may enter the lock-out kennel unaccompanied.

Economic impact: None.

K.A.R. 112-6-5. Clerk of scales. The proposed amendment to this existing permanent regulation eliminates the requirement that the scales be checked for accuracy by a certified person every 30 days. Instead, the organization licensee must provide a certified weight for the use of any interested person.

Economic impact: Some savings in inspection costs for organization licensee.

K.A.R. 112-6-8. The racing secretary. The proposed amendment to this existing permanent regulation states a "reasonableness" standard applies to the racing secretary's duty to inspect licensee documentation for compliance with racing laws. The racing secretary is not an insurer of document authenticity.

Economic impact: None.

K.A.R. 112-7-6. Registration and eligibility. The proposed amendments to this existing permanent regulation state a requirement for a negative Coggins test before a horse may be entered or started in a race and eliminate a prohibition on clocker wagering, which was moved to the appropriate racing regulation.

Economic impact: The cost of a Coggins test is estimated at about \$10-12 for Kansas horse owners.

K.A.R. 112-8-3. Entries. The proposed amendments to this existing permanent regulation are primarily clean-up measures to improve syntax. One proposed amendment

states the blind draw for post position may be conducted in the presence of the chief racing judge's designee if the chief racing judge is not present.

Economic impact: None.

K.A.R. 112-8-4. Withdrawals and scratches. The proposed amendment to this existing permanent regulation states restrictions on withdrawals after post positions are drawn. Some scratches formerly required before the printing of the official program may be avoided under the proposed amendment.

Economic impact: None.

K.A.R. 112-8-5. Schooling. The proposed amendments to this existing permanent regulation are primarily clean-up to improve syntax. One amendment states schooling requirements for greyhounds that check while racing.

Economic impact: None.

K.A.R. 112-8-8. Weights, weighing and weigh-in. One proposed amendment to this existing permanent regulation states the requirements for a second weigh-in. Another proposed amendment states which individuals may enter the lock-out kennel, consistent with K.A.R. 112-6-4.

Economic impact: The second weigh-in amendment would work a significant savings in construction costs for the racetrack because the licensee may re-use the existing lock-out kennels and existing crates if more than a 13 race performance is approved by the commission. Construction costs for the original lock-out kennels in Kansas were approximately \$100,000, and greyhound crates approximately \$80 apiece.

K.A.R. 112-8-10. Rules of the race. The proposed amendments to this existing permanent regulation are primarily clean-up to improve syntax. One proposed amendment states a race shall be declared a "no race" if a greyhound competes while wearing the wrong blanket.

Economic impact: A declaration of "no race" requires a refunding of wagers to track patrons. "No races" are to be avoided; however, the integrity of racing depends on proper identification of the racing animals, and a blanket violation is considered serious.

K.A.R. 112-10-34. Drugs or medication, greyhound. The proposed amendments to this existing permanent regulation state a classification of positive tests and appropriate penalties therefor. The existing regulation is restructured to improve organization.

Economic impact: None.

K.A.R. 112-10-35. Testing. The proposed amendments to this existing permanent regulation are primarily cleanup to improve syntax. One amendment removes the requirement mandating the presence of a trainer, owner or authorized representatives when samples are taken.

Economic impact: None.

K.A.R. 112-12-12. Registration of horses dropped before January 1, 1990. The proposed amendment to this existing permanent regulation states the conditions whereby a lessee may register a Kansas-bred horse.

Economic impact: The commission's official registering agency believes the registration of leased, and otherwise qualifying Kansas-breds, will enhance participation in the program with resulting benefits to economic development.

K.A.R. 112-13-2. Kansas-whelped program, certification. The proposed amendment to this existing permanent regulation states when the executive committee of the

registering agency may extend time for filing of the whelping report.

Economic impact: None.

K.A.R. 112-13-4. Greyhound breakage distribution for open stakes. This proposed regulation states the requirements for the organization licensee's breakage open stakes account, the monthly report and payouts.

Economic impact: None.

K.A.R. 112-13-5. Greyhound breakage distribution for purses. This proposed regulation states the requirements for the organization licensee's breakage purse supplement account, the monthly report and payouts.

Economic impact: None.

Daniel P. Hamer, Sr. Acting Executive Director

Doc. No. 010047

State of Kansas

Board of Pharmacy

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted from 3 to 4 p.m. Sunday, January 20, in Room 2049, Malott Hall, University of Kansas, Lawrence, to consider the adoption of proposed changes in an existing regulation on a permanent basis.

All interested parties may submit written comments during the 30-day period of this notice to Tom Hitchcock, executive secretary, Kansas State Board of Pharmacy, Landon State Office Building, 900 S.W. Jackson, Room 513, Topeka 66612. All interested parties will be given a reasonable opportunity at the hearing to orally present their views in regard to the adoption of the proposed regulation. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

Following the hearing, all written and oral comments submitted by interested parties will be considered by the Kansas State Board of Pharmacy as a basis for making changes to the proposed regulation.

Copies of the proposed regulation and economic impact statement may be obtained by contacting the board office at the address above or calling (913) 296-4056.

A summary of the regulation follows:

68-11-1. Fees for examination and licensure as a pharmacist. Increases pharmacist annual renewal fee to \$75

effective May 1, 1991.

There will be an economic impact on pharmacists, the Board of Pharmacy, and the state of Kansas. For pharmacists, the fee to maintain a Kansas license will increase \$20. For the Board of Pharmacy, the increase will result in \$44,800 additional revenues in the pharmacy fee fund. For the state of Kansas, the increase will result in \$11,200 additional revenues in the general revenue fund. There is no other anticipated economic impact.

Tom Hitchcock Executive Secretary

Secretary of State

Notice of Corporations Forfeited

In accordance with K.S.A. 17-7510, the articles of incorporation of the following corporations organized under the laws of Kansas and the authority of the following foreign corporations authorized to do business in Kansas were forfeited November 15, 1990, for failure to timely file an annual report and pay the annual franchise tax as required by the Kansas general corporation code:

Domestic Corporations

Affinity Systems, Inc., Wichita, KS. American Care Equipment, Inc., Leawood, KS. American Marketing Corporation, Overland Park, KS. American Realty & Financial, Inc., Overland Park, KS. Anchor Capital Corporation, Prairie Village, KS. Atlas Machine Company, Inc., Girard, KS. Attica Grain Co., Inc., Attica, KS. Automotive Sound and Electronics, Inc., Westwood, KS.

B & E Enterprises, Inc., Horton, KS. Bob's Imports, Inc., Lawrence, KS. Business Office Products, Inc., Wichita, KS. Camelot Realty Co., Inc., Wichita, KS.

Case Research, Inc., Polson, MT. Cassco Tech, Inc., Overland Park, KS.

Central Transport Inc., Overland Park, KS.

Chartercorp Development, Inc., Overland Park, KS. Clean & Fresh Janitorial Service, Inc., Shawnee, KS.

Commonwealth Petroleum Corporation.

Hutchinson, KS.

Crystal Creek Oil Company, Limited Partnership, Iola, KS.

D & S Farms, Inc., Tribune, KS. Darol Rodrock, Inc., Olathe, KS.

Dave Stout Cattle Company, Garden City, KS.

Dellrose Printing, Inc., Wichita, KS.

Eidson, Speer, Watson & Dickerson, Inc., Shawnee Mission, KS.

Electra Log, Inc., Great Bend, KS.

Electronics Unlimited, Inc., Overland Park, KS.

Engineering Technology International, Inc., Lawrence, KS.

Equity Investments Corporation, Logan, NM.

ERT, Inc., Houston, TX. Flollie, Inc., Scott City, KS.

Frazier, Inc. (A Close Corporation), Lawrence, KS.

Future Forms, Inc., Pittsburg, KS.

G. S. Composites Inc., Wichita, KS.

G-S-L, Inc., Carrolton, TX.

Gleneagles Development, Inc., Wichita, KS.

Great Northern Resources, Ltd., Wichita, KS.

Great Plains Pizza Co. Two, Inc., Shawnee, KS.

Great Plains Title Company, Topeka, KS.

H. E. Salem Corporation, Cimarron, KS.

H & H Sales and Services, Inc., Tonganoxie, KS.

Happy Rock Construction Company, Inc., Gladstone, MO.

Hardrock Resources, Inc., Bison, KS.

Holcomb Post No. 10138, Veterans of Foreign Wars of the United States, Holcomb, KS.

Holgerson & Company, Inc., Salina, KS.

Honored Comrades Post No. 255, American Legion, Tescott, KS.

Industrial Lane Investors Limited Partnership, Lawrence, KS.

Jad, Inc., Wichita, KS.

John J. Bennett & Company, Overland Park, KS.

Jones Automotive, Inc., Topeka, KS.

Kansas Antique Tractor Association, Inc.,

Overbrook, KS.

Kansas Kleaning Systems, Inc., Abilene, KS.

Kansas Round Dance Association, Inc., Meriam, KS.

Kids Town Academy Inc., Kansas City, KS.

Kiowa Cattle Feeders, Inc., Logan, NM.

Lakeway Lodge, Inc., Meade, KS.

Land of Ahhhs, Inc., Overland Park, KS.

Legal Process Service, Inc., Wichita, KS.

Lucal, Inc., Salina, KS.

Lynn Lowry, Inc., Wichita, KS.

Lynnwood Development, Inc., Wichita, KS.

M & G Investment Company, Atchison, KS.

Max Dickerson Enterprises, Inc., Prairie Village, KS.

Mayflower Travel Trailer, Inc., Wellington, KS.

Messner-Roberts, Inc., Wichita, KS.

Metro Group, Inc., Overland Park, KS.

Mid America Grain Co., Inc., Salina, KS.

Mid-States Geni, Inc., Eudora, KS.

Midwestern Shelters, Inc., Chanute, KS.

Miland, Inc., Wichita, KS.

Monfort Enterprises, Inc., Wichita, KS.

Moving Convas Productions, Inc., Overland Park, KS.

Nolan Inc., of Kansas, Wagon Mound, NM.

North American Marketing Concepts, Inc., Mathews, NC.

Northland Shopping Center, Inc., Topeka, KS.

Northwest Pipe & Casing of Kansas, Inc., Atchison, KS.

Notestine Sales, Inc., Chanute, KS.

Parents Without Partners, Wichita Chapter No. 886

Inc., Wichita, KS.

Pentecostal Bible Church, Lawrence, KS.

Pro-Fit Caps, Inc., Grandview, MO.

Radar Tire, Inc., Kansas City, KS.

Reimer Farms, Inc., Moscow, KS.

Rent Guide of Kansas City, Inc.,

Shawnee Mission, KS.

Rodbuster's, Inc., Overland Park, KS.

S & E Hauling, Inc., Olathe, KS.

Santa Fe Hobby, Inc., Kansas City, KS.

Showoff Shirts, Inc., Wichita, KS.

Shur-Coat, Inc., Valley Center, KS.

Snow Flake Popcorn Company, Inc., Marienthal, KS.

South Orchestra Supporters, Inc., Overland Park, KS.

Speedy Pete, Inc., Garden Plain, KS.

Star Installation, Inc., Lawrence, KS.

Switzer Foods, Inc., Oklahoma City, OK.

Telephone Systems Service, Inc.,

Overland Park, KS.

The Greater Wichita Poodle Club, Inc., Wichita, KS.

The Swedish Diner, Inc., Salina, KS.

Titan Construction, Inc., Shawnee Mission, KS.

Top Gun, Inc., Wichita, KS.

Topeka Alumnae Chapter of Delta Gamma, Topeka, KS. Topeka Anesthesiologists, Inc., Topeka, KS Von Feldt Enterprises, Inc., Stanley, KS. W-R Transport, Inc., McPherson, KS Wade's Automotive Service, Inc., Wichita, KS. Wakeeney Truck Line, Inc., Wakeeney, KS. Weatherking Pools of Kansas, Inc., Overland Park, KS. Weingartner Detailing, Inc., St. Joseph, MO. Wichita Insulation, Inc., Wichita, KS. Winfield Unified School District No. 465 Foundation. Winfield, KS. Workshop East School of Dance, Inc., Wichita, KS.

Zodiac Carriages, Inc., Lenexa, KS. 1st Rep Associates, Inc., Lenexa, KS.

Foreign Corporations

AON Capital Corporation, Chicago, IL. B. C. Christopher Grain Co., Salina, KS. B. Dalton Bookseller, Inc., Westbury, NY. Banks Swimming Pool Company, Kansas City, MO. Boyce Brokerage Company, Westwood, KS. Brockway, Inc. (NY), Toledo, OH. Continental Elevator Company, Inc., Omaha, NE. Copytech Systems, Inc., Joplin, MO. Dantex Oil & Gas, Inc., Dallas, TX. Diamond Envelopes, Inc., Lenexa, KS. Doss Office Systems, Inc., Joplin, MO. Emblem Label Systems, Inc., Denver, CO. F. W. Myers & Co., Inc., Rouses Point, NY. Firstier Leasing Co., Omaha, NE. Four-Way Company, Inc., Farmington, NM. GFC, Inc., Sylvania, OH. Grand Tire Company of Kansas City, Inc., Kansas City, MO. Hellman Construction, Inc., Wichita, KS. Hill Research Group, Inc., Wilmington, DE.

Hitachi Data Systems Corporation, Santa Clara, CA. Howden Environmental Systems, Inc., Minneapolis, MN. James River—Norwalk, Inc., Richmond, VA. KD Christian Construction Company, Kansas City, MO. Landmark Financial Services, Inc., Oklahoma City, OK. Lenze Corporation, Fairfield, NJ. Liberty Federation, Inc., Lynchburg, VA. Mark I Advertising and Marketing Communications, Inc., Kansas City, MO. Michelson Asset Management, Inc., Clayton, MO. Mid-Continent Painting Co., St. Joseph, MO. Missouri Valley Investment Company, Prairie Village, KS. North Slope Properties, Inc., St. Louis, MO. Oil Dealers Supply Company, Chicago, IL. Phase III Properties, Inc., Oklahoma City, OK. R. C. Drywall Co., Kansas City, KS. RHC Holding Corp., New York, NY. Ryan Services Corporation, Chicago, IL. Ryan Warranty Services, Inc., Chicago, IL. Seligson/Associates, Inc., Kansas City, MO. Smith Barney, Harris Upham & Co. Incorporated, New York, NY. Spiniello Construction Company, Morristown, NJ. Temperature Engineering Corporation, Kansas City, MO. Transportation Service Systems, Inc., Denver, CO. Utlas International U.S. Inc., Overland Park, KS. Yellowstone Resources, Inc., Denver, CO.

> Bill Graves Secretary of State

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